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REMARKS

Reconsideration of the application, as amended, is respectfully requested, in view of the following remarks.

With respect to the Section 112 rejection, claims 1 and 14 have been amended as supported at page 9, lines 6-7. It is submitted that this amendment obviates the rejection.

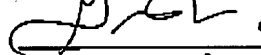
The Office asserts that primary reference Yamane US Patent No. 4,555,410 teaches applicants' undercooling step at col. 7, line 46 and in claim 1. However, claim 1 of Yamane indicates that the food is being freeze dried. Likewise, the Office points to no explicit teaching that, or to any reasoning why, Yamane's product is being undercooled.

The undersigned has been informed that freeze drying involves removing moisture from a product thereby reducing the freezing temperature. In supercooling, the freezing point is reduced through a process of slow cooling until freezing takes place on spontaneous nucleation of ice crystals. It is submitted that the Office has not made out a prima facie case that Yamane is undercooling or, therefore, that the present invention is obvious. It is therefore requested that the rejection be withdrawn.

As to the obviousness double patenting rejection, applicants agree to filing a terminal disclaimer upon indication of allowable subject matter herein.

In view of the foregoing, it is respectfully requested that the application be allowed.

Respectfully submitted,



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